

7–26–10 Vol. 75 No. 142 Monday July 26, 2010

Pages 43395–43798



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.federalregister.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register**, www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 75 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800
Assistance with public subscriptions 202–512–1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005 Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents
- 4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, September 14, 2010 9 a.m.-12:30 p.m.

WHERE: Office of the Federal Register Conference Room, Suite 700 800 North Capitol Street, NW.

Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 75, No. 142

Monday, July 26, 2010

Agriculture Department

See Foreign Agricultural Service

Alcohol and Tobacco Tax and Trade Bureau PROPOSED RULES

Proposed Establishment of the Pine Mountain–Mayacmas Viticultural Area, 43446

Architectural and Transportation Barriers Compliance Board

PROPOSED RULES

Americans With Disabilities Act (ADA) Accessibility Guidelines for Transportation Vehicles, 43748–43789

Army Department

See Engineers Corps

NOTICES

Meetings:

Board of Visitors, Defense Language Institute Foreign Language Center, 43496

Privacy Act; Systems of Records, 43498-43499

Centers for Medicare & Medicaid Services NOTICES

Medicare and Medicaid Programs:

Application by Det Norske Veritas Healthcare for Deeming Authority for Critical Access Hospitals, 43531–43532

Meetings:

Medicare Evidence Development and Coverage Advisory Committee, 43533–43534

Children and Families Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Guidance for Tribal TANF, 43530

Request for State Data Needed to Determine Amount of a Tribal Family Assistance Grant, 43530–43531

Commerce Department

See Industry and Security Bureau

See International Trade Administration

See National Oceanic and Atmospheric Administration ${\bf NOTICES}$

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43485–43486

Consumer Product Safety Commission

NOTICES

Meetings; Sunshine Act, 43491

Defense Department

See Army Department

See Engineers Corps

See National Geospatial-Intelligence Agency

See Navy Department

NOTICES

Charter Renewals:

National Security Education Board, 43492–43493 Uniform Formulary Beneficiary Advisory Panel, 43491– 43492

Meetings:

Defense Intelligence Agency Advisory Board, 43493–43494

Privacy Act; Systems of Records, 43494–43495

Defense Nuclear Facilities Safety Board

NOTICES

Meetings; Sunshine Act, 43495-43496

Department of Transportation

See Pipeline and Hazardous Materials Safety Administration

Education Department

PROPOSED RULES

Program Integrity; Gainful Employment, 43616–43708 NOTICES

Applications for New Awards for Fiscal Year 2010:

Charter Schools Program Grants to Non-State Educational Agencies for Planning, etc., 43510–43515

Financial Education for College Access and Success Program, 43502–43510

Meetings:

National Assessment Governing Board, 43515-43517

Employment and Training Administration NOTICES

Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance:

Badger Meter, Inc., et al., Milwaukee, WI, 43556–43557 Experian, Global Technology Services, et al.,

Schaumburg, IL, 43555–43556

Hartford Financial Services Group, Inc., et al. Aurora, IL and Syracuse, NY, 43557

Hewlett Packard, et al., Pontiac, MI, 43555

Montana Rail Link, Inc., 43556

Wire Products Company, Inc., Cleveland, OH, 43557 Determinations Regarding Eligibility to Apply for Worker

Adjustment Assistance, 43557–43561

Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance, 43561–43562 Negative Determinations on Reconsideration:

Fanuc Robotics America, Inc., et al., Rochester Hills, MI, 43562–43563

Negative Determinations Regarding Applications for Reconsideration:

Continental Airlines, Inc., 43564-43565

Dow Jones and Co., West Middlesex, PA, 43563–43564 Pendleton Woolen Mills, Inc., Washougal, WA, 43563

Revised Determinations on Reconsideration:

Johns Manville Engineered Products Division, et al., Spartanburg, SC, 43565

Energy Department

See Federal Energy Regulatory Commission See Western Area Power Administration NOTICES

Meetings:

Advanced Scientific Computing Advisory Committee, 43518

Blue Ribbon Commission on America Nuclear Future, Transportation and Storage Subcommittee, 43518– 43519 Environmental Management Site-Specific Advisory Board, Northern New Mexico, 43517–43518 Environmental Management Site-Specific Advisory Board, Oak Ridge Reservation, 43518

Engineers Corps

NOTICES

Environmental Impact Statements; Availability, etc.:
General Re-Evaluation Report for the Mamaroneck and
Sheldrake Rivers Flood Damage Risk Reduction
Project, Mamaroneck, Westchester County, NY,
43496

Environmental Protection Agency

RULES

Final Authorization of State Hazardous Waste Management Program Revisions:

Rhode Island, 43409-43418

PROPOSED RULES

Final Authorization of State Hazardous Waste Management Program Revisions:

Rhode Island, 43478-43479

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

National Emission Standards for Hazardous Air Pollutants or Secondary Aluminum Production Residual Risk, 43520–43522

Renewable Fuels Produced Under the Final RFS2 Program from Canola Oil; Supplemental Determinations, 43522– 43526

Executive Office of the President

See Presidential Documents

Federal Aviation Administration

RULES

Airworthiness Directives:

Aircraft Industries a.s. Model L 23 Super Blanik Gliders, 43395–43397

Piper Aircraft, Inc. Models PA-32R-301T and PA-46-350P Airplanes; Correction, 43397-43398

Amendment and Establishment of Restricted Areas and Other Special Use Airspace:

Avon Park Air Force Range, FL, 43398–43399 Establishment of Restricted Area R–3405; Sullivan, IN, 43399–43400

Federal Communications Commission

RULES

1998 Biennial Regulatory Review: Private Land Mobile Radio Services, 43423–43424

Federal Election Commission

RULES

Campaign Travel, 43395

Federal Emergency Management Agency

RULES

Final Flood Elevation Determinations, 43418–43423 PROPOSED RULES

Proposed Flood Elevation Determinations, 43479–43484 NOTICES

Major Disaster and Related Determinations: Montana, 43537

Federal Energy Regulatory Commission

RULES

Technical Corrections to Commission's Regulations, 43400–43405

Federal Highway Administration

RULES

Certification of Enforcement of the Heavy Vehicle Use Tax, 43405–43409

NOTICES

Final Federal Agency Actions on Proposed Highway in Washington, 43611–43612

Federal Railroad Administration

NOTICES

Application for Approval of Discontinuance or Modification of a Railroad Signal System, 43610

Federal Trade Commission

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43526–43528

Foreign Agricultural Service

NOTICES

Trade Adjustment Assistance for Farmers, 43485

Health and Human Services Department

See Centers for Medicare & Medicaid Services See Children and Families Administration See Health Resources and Services Administration See National Institutes of Health NOTICES

Request for Comments:

Draft National Health Security Strategy Biennial Implementation Plan, 43528–43529

Health Resources and Services Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43529–43530

Homeland Security Department

See Federal Emergency Management Agency See U.S. Citizenship and Immigration Services See U.S. Customs and Border Protection

Housing and Urban Development Department NOTICES

Mortgagee Review Board; Administrative Actions, 43537–43551

Industry and Security Bureau

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Special Comprehensive License, 43486 Voluntary Self-Disclosure of Antiboycott Violations, 43486–43487

Interior Department

See Land Management Bureau
See Surface Mining Reclamation and Enforcement Office

International Trade Administration

NOTICES

Final Results of Countervailing Duty Administrative Review:

Certain Hot-Rolled Carbon Steel Flat Products from India, 43488–43491

International Trade Commission NOTICES

Termination of Investigations:

Certain Encapsulated Integrated Circuit Devices and Products Containing Same, 43553-43554

Justice Department

PROPOSED RULES

Nondiscrimination on the Basis of Disability by State and Local Governments, etc.:

Equipment and Furniture, 43452-43460

Nondiscrimination on the Basis of Disability in State and Local Government Services:

Accessibility of Next Generation 9-1-1, 43446-43452 Nondiscrimination on the Basis of Disability:

Accessibility of Web Information and Services of State and Local Government Entities and Public Accommodations, 43460-43467

Movie Captioning and Video Description, 43467-43476

Lodging of Consent Decree Under the Federal Water Pollution Control Act, 43554–43555

Labor Department

See Employment and Training Administration

Land Management Bureau

NOTICES

Environmental Impact Statements; Availability, etc.: Proposed Monhave County Wind Farm Project; Mohave County; AZ, 43551-43552

Proposed Reinstatement of Terminated Oil and Gas Leases: Arkansas, 43552–43553

Montana, MTM 97827, 43553

Nevada, 43553

National Aeronautics and Space Administration NOTICES

Meetings:

Ad-Hoc Task Force on Planetary Defense, 43565

National Archives and Records Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43565-43566

National Geospatial-Intelligence Agency NOTICES

Privacy Act; Systems of Records, 43497-43498

National Institutes of Health

NOTICES

Meetings:

Center for Scientific Review, 43532-43533 National Institute on Alcohol Abuse and Alcoholism,

NIH Consensus Development Conference on Inhaled Nitric Oxide Therapy for Premature Infants, 43535

National Oceanic and Atmospheric Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Vessel Monitoring System Requirements in Western Pacific Pelagic and Bottomfish Fisheries, 43487-43488

Meetings:

Western Pacific Fishery Management Council, 43491

Navy Department

NOTICES

Privacy Act; Systems of Records, 43499-43502

Nuclear Regulatory Commission PROPOSED RULES

Distribution of Source Material to Exempt Persons and to General Licensees:

Revision of General License and Exemptions, 43425-43446

NOTICES

Applications to Renew Facility Operating Licenses: University of Maryland, 43566–43571

Environmental Assessments and Findings of No Significant Impact:

Duke Energy Carolinas, LLC, Catawba Nuclear Station, 43571-43572

Duke Energy Carolinas, LLC; McGuire Nuclear Station (Units 1 and 2), 43572-43574

Facility Operating Licenses; Amendments:

Exelon Generation Company, LLC, Peach Bottom Atomic Power Station, 43574-43579

Withdrawal of Application for a Combined License: Exelon Generation Company, LLC; Victoria County Station, (Units 1 and 2), 43579

Personnel Management Office

NOTICES

Privacy Act; Systems of Records, 43579-43581

Pipeline and Hazardous Materials Safety Administration NOTICES

Pipeline Safety:

Request for Special Permit, 43612–43613

Postal Regulatory Commission

NOTICES

New Postal Product, 43581-43582

Presidential Documents

ADMINISTRATIVE ORDERS

Delegation of Functions and Authorities (Memorandum of July 21, 2010), 43795

National Defense Authorization Act for 2008; Delegation of Functions (Memorandum of July 21, 2010), 43791-43793

Victims of Iranian Censorship Act; Delegation of Functions (Memorandum of July 21, 2010), 43797

Railroad Retirement Board

Privacy Act; Systems of Records, 43710-43746

Securities and Exchange Commission

Self-Regulatory Organizations; Proposed Rule Changes:

Chicago Board Options Exchange, Inc., 43596-43597

EDGA Exchange, Inc, 43582-43584

EDGX Exchange, Inc, 43584-43587

Financial Industry Regulatory Authority, Inc., 43588-

NASDAQ OMX PHLX, Inc., 43590-43591, 43594-43595, 43597-43606

NASDAQ Stock Market LLC, 43591-43594

NYSE Amex LLC, 43587-43588

NYSE Arca, Inc., 43606-43609

Social Security Administration

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43609–43610

Surface Mining Reclamation and Enforcement Office PROPOSED RULES

Montana Regulatory Program, 43476-43478

Surface Transportation Board NOTICES

Construction and Operation Exemptions: U.S. Rail Corp., Brookhaven Rail Terminal, 43611

Transportation Department

See Federal Aviation Administration
See Federal Highway Administration
See Federal Railroad Administration
See Pipeline and Hazardous Materials Safety
Administration
See Surface Transportation Board

Treasury Department

See Alcohol and Tobacco Tax and Trade Bureau See United States Mint

U.S. Citizenship and Immigration Services NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 43535–43536

U.S. Customs and Border Protection NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals: Permit to Transfer Containers to a Container Station, 43536–43537

United States Mint

NOTICES

Meetings:

Citizens Coinage Advisory Committee, 43613

Western Area Power Administration NOTICES

Parker-Davis Project:

Transmission Ćapacity for Renewable Energy between Electrical District No. 5 Substation and the Palo Verde Hub, 43519–43520

Separate Parts In This Issue

Dart II

Education Department, 43616-43708

Part III

Railroad Retirement Board, 43710-43746

Part IV

Architectural and Transportation Barriers Compliance Board, 43748–43789

Part V

Presidential Documents, 43791-43793, 43795, 43797

Reader Aids

Consult the Reader Aids section at the end of this page for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

3 CFR	
Administrative Orders:	
Memorandums:	
Memo. of July 21,	
2010	43793
Memo. of July 21,	0700
2010	13705
Memo. of July 21,	.40733
2010	13707
	.43/3/
10 CFR	
Proposed Rules:	
30	.43425
40	
70	
170	.43425
171	.43425
11 CFR	
9004	.43395
14 CFR	
39 (2 documents)	43395
	12207
73 (2 documents)	43398
70 (2 documents)	43399
40.055	1 0000
18 CFR	40.400
2	
3b	
4 5	
8	
9	
11	
16	
24	
32	
33	
34	
35	.43400
39	.43400
45	
46	
152	
153	
156	
157	
385 388	
	.40400
23 CFR	40.405
669	.43405
27 CFR	
Proposed Rules:	
9	.43446
28 CFR	
Proposed Rules:	10110
35 (3 documents)	
	43460
36 (3 documents)	43452,
43460,	43467
30 CFR	
Proposed Rules:	
926	43476
34 CFR	
J4 UFN	
Proposed Rules:	
Proposed Rules: 668	.43616
	.43616
668 36 CFR	43616
668	
668	
668	.43748
668	.43748
668	43748
668	43748

44 CFR 67	43418
Proposed Rules: 67	43479
47 CFR 95	43423